

# EXHIBIT B

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
File No. 1:17-CV-00854-UA-LPA

REBECCA KOVALICH AND )  
SUZANNE NAGELSKI, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
PREFERRED PAIN )  
MANAGEMENT & SPINE )  
CARE, P.A., DR. DAVID )  
SPIVEY, individually, )  
and SHERRY SPIVEY, )  
individually, )  
 )  
Defendants. )  
\_\_\_\_\_ )

CONFIDENTIAL

Videotaped Deposition of REBECCA L. KOVALICH

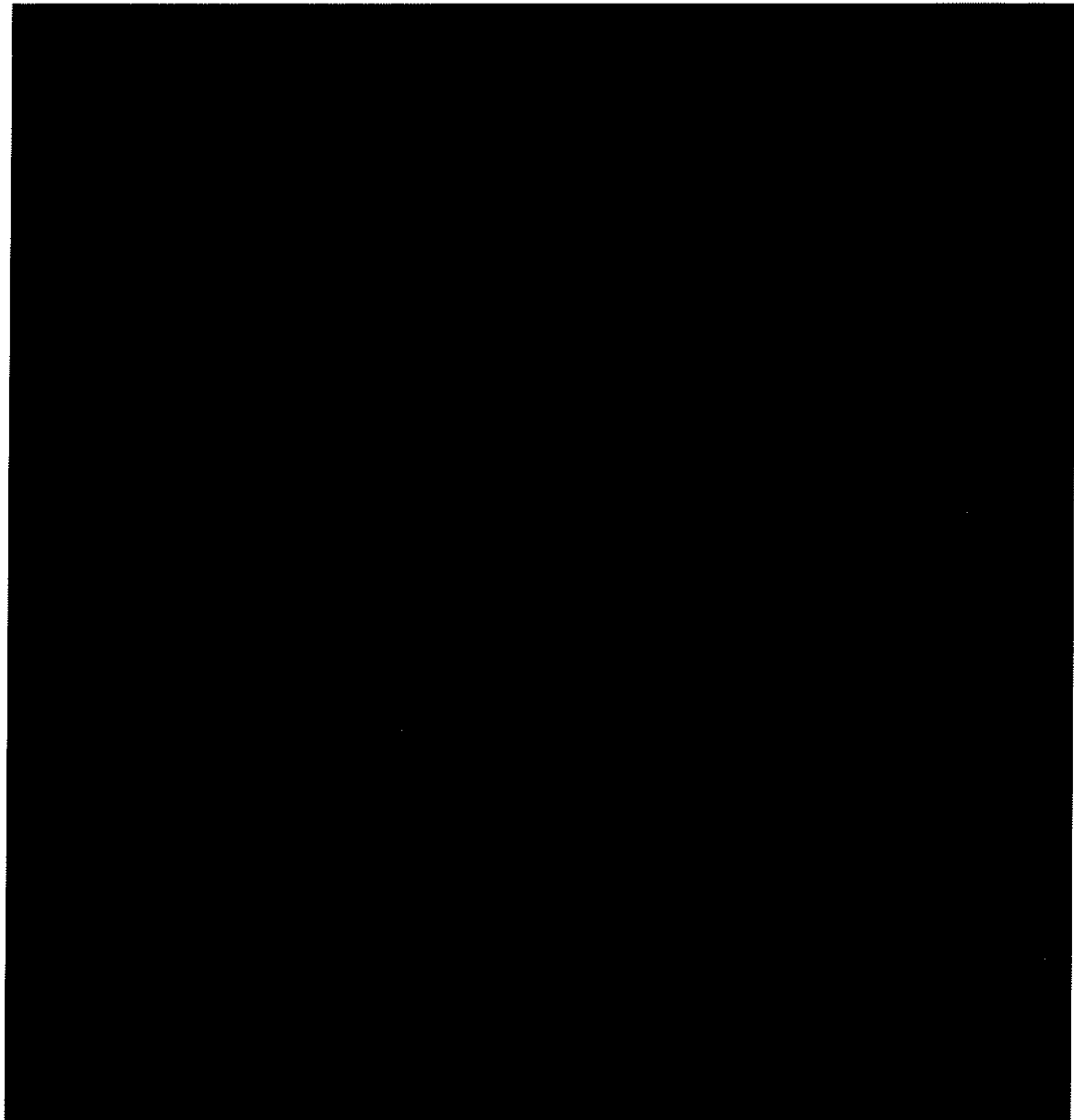
(Taken by Defendants)

Charlotte, North Carolina

Friday, May 18, 2018

Reported in Stenotype by  
Carolyn M. Beam  
Transcript produced by computer-aided transcription

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20           Q.     In your complaint, you also make a claim for  
21 sex discrimination. What is the factual basis for  
22 your claim of sex discrimination?

23           A.     The claim is, I do -- and that is only my  
24 belief, again, my perception, that Dr. Spivey had to  
25 get rid of me -- maybe for financial reasons. I mean,

1 that's possible, but to keep issues with Sherry. I  
2 think Sherry wanted me gone and it -- and it just kind  
3 of solved a problem. Now, again, I'm not saying this  
4 is true. I'm saying this is my perception. I'm out  
5 of there, Sherry is happy, her niece Wendy is running  
6 the HR. And -- and, you know, she's saving money. I  
7 mean -- I think it answers a lot of things. But I  
8 think it made his home life a lot easier, my being  
9 gone.

10 Q. And what is the factual basis for your claim  
11 for retaliation?

12 A. Well, the factual basis is another -- is  
13 when Dr. Spivey asked me, called me up and said, go to  
14 Suzanne and stop this lawsuit. And because I wouldn't  
15 and because -- well, it's not that I wouldn't. I  
16 mean, I didn't -- it didn't involved me. And it  
17 involved those two, not me. And I think if -- if --  
18 again, my perception is, because I would not step in  
19 and talk Suzanne out of this lawsuit, that he got rid  
20 of me.

21 Q. You were over 40 at the time you were hired  
22 by PPM, correct?

23 A. Yes.

24 (KOVALICH EXH. 19, Charge of Discrimination,  
25 KN 0772 through 774, marked for identification.)

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